



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Confirmation No.: 7743

Chon Hei Lei et al.

Group Art Unit No.: NYA

Serial No.: 10/763,583

Examiner: NYA

Filed: January 23, 2004

For: COLUMN MASKING OF TABLES

Mail Stop Missing Parts
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIEW REFUSAL TO ACCORD A FILING DATE

Applicant has received a Notice of Incomplete Nonprovisional Application ("Notice"). The Notice states that the PTO refused to accord a filing date because the application, as filed, omitted drawings. Applicant respectfully petitions for review of the decision to refuse to accord a filing date, and requests that the application be accorded a filing date of January 23, 2004, in accordance with 37 CFR 1.10.

Accompanying this petition are a copy of a postcard receipt for the application acknowledging receipt by the PTO of the application, copies of two drawings ("drawing copies"), and the petition fee specified under 37 CFR 1.10.

The allegation that the application was filed without drawings is incorrect. The application as filed included two drawings.

The postcard receipt and drawing copies are evidence that proves that the two drawings were filed with the application. The postcard receipt has affixed to it by the PTO a label identifying the application's serial number. The postcard receipt itemizes

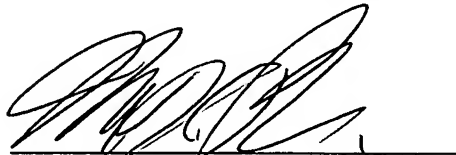
components of the application filed, including the two drawings. "A postcard receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the USPTO of all the items listed thereon on the date stamped thereon by the USPTO." (MPEP 503). Furthermore, drawing copies show that labels affixed to the drawings identify the Express Mail number of the express mailing used to file the application. This number is the same Express Mail number identified on the postcard receipt.

As shown above, Applicant has provided *prima facie* evidence proving that the application as filed contained two drawings. Applicant respectfully requests that the filing date be accorded as specified above and the petition fee refunded. (MPEP 506.02).

If any applicable fee is missing or insufficient, throughout the pendency of this application, the Commissioner is hereby authorized to any applicable fees and to credit any overpayments to our Deposit Account No. 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP



Marcel K. Bingham

Reg. No. 42,327

Date: October 15, 2004

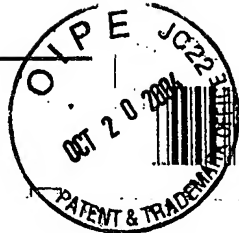
1600 Willow Street
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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by J. P. Newell



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Acknowledgment Receipt

Mailing Date: January 23, 2004
Attorney Docket No. 50277-2408
Inventor(s): Chon Hei Lei, et al.
Title: COLUMN MASKING OF TABLES

Attorney: DL/ta
Express Mail No.: EV323351224US

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- 1) Patent Application w/ Cover Sheet & Express Mail Certificate of Mailing (38 pgs)
- 2) Utility Patent Application Transmittal w/fee calculation (1 pg) (in duplicate)
- 3) 2 Sheets of Formal Drawings
- 4) Check in the amount of \$ 896.00
- 5) Recordation Cover Sheet (1 pg)
- 6) Assignment (executed) (5 pgs)
- 7) Declaration for Patent Application (3 pgs)
- 8) Power of Attorney (executed) (2 pgs)
- 9) Postcard for Return Receipt

17497 U.S. PTO
10/763583



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Kindly stamp the receipt date and return to addressee to acknowledge receipt of the above documents.

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